IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

WEDNESDAY, THE 10TH OCTOBER 2007 / 18TH ASWINA 1929

MACA.No. 493 of 2003()

OPMV.807/1997 of MOTOR ACCIDENT CLAIMS TRIBUNAL, THODUPUZHA
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APPELLANT - PETITIONER

JANARDHANAN NAIR,
S/O. PARAMESWARAN NAIR, KOPPARA KIZHAKKEVEETTIL,
METHANATH TEA ESTATE LAYAM,
ELAPPALLY P.O., MOOLAMATTOM.

BY ADV. SRI.JACOB ABRAHAM

RESPONDENTS: RESPONDENTS 1 TO 3
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1. ALI, S/O. MUHAMMED, PALLIPATTU PUTHEN HOUSE, PONNAPLAYIL KAVUKARA, VENOORKANAM VILLAGE, METHANATH TEA ESTATE LAYAM, ELAPPALLY P.O., MOOLAMATTOM.

2. M.S.VISWAMBARAN,
GOVERNMENT CONTRACTOR, MATHANATHU HOUSE,
SOUTH MARADI P.O., MUVATTUPUZHA.

3. M/S. UNITED INDIA INSURANCE CO. LTD.
3RD FLOOR, MUNICIPAL SHOPPING COMPLEX,
MUVATTUPUZHA.

BY ADV. SMT.P.K.SANTHAMMA

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING BEEN FINALLY HEARD ON 10/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. PADMANABHAN NAIR, J.

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M.A.C.A. NO. 493 OF 2003

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Dated this the 10th day of October, 2007

J U D G M E N T

In spite of the conditional order passed by me on 8.8.2007 to take steps to issue notice to first respondent and implead the legal representatives of deceased second respondent, no steps were taken till today. So the appeal so far as it relates to respondents 1 and 2 is to be dismissed. Without respondents 1 and 2 on the party array, no effective adjudication can made in this appeal. Therefore the appeal itself is to be dismissed for non-prosecution.

Appeal is dismissed accordingly.

K. PADMANABHAN NAIR, JUDGE.

vsv

K. PADMANABHAN NAIR, J.

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M.A.C.A. NO. 493 OF 2003

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J U D G M E N T

10TH OCTOBER, 2007